JOINT PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS 69A Hagood Avenue

Charleston, South Carolina 29403-5107 and the

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT.

1362 McMillan Avenue, Suite 400 Charleston, South Carolina, 29405

REGULATORY DIVISION Refer to: P/N #2009-165-2IM

February 27, 2009

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et.seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

BULLS BAY OVERLOOK COMMUNITY ASSOCIATION C/O MR. GRANT REEVES P.O. BOX 445 AWENDAW. SOUTH CAROLINA 29429

for a permit to perform maintenance and repair of three existing outfall structures in

ATLANTIC INTRACOASTAL WATERWAY

at the existing Bulls Bay Overlook Community, on Pelican Bay Drive near Doar Road, Awendaw Charleston County, South Carolina, (Latitude: 33.004864; Longitude: -79.598878)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, MARCH 30, 2009

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed project consists of the regarding and extension of an existing community boat ramp and associated protective bulkhead. The new construction will extend the existing walled boat ramp by 75 feet waterward. A 4' x 40' walkway with handrails will be added adjacent to the boat ramp extension leading to a 6' x 10' fixed timber pier head with handrails, waterward from this a 4' x 30' gangway will lead to a 10' x 40' floating dock. The applicant will also be removing a 10' x 160' section of the existing floating dock structure along with an 80' section of the timber breakwater structure. The proposed project, as stated by the applicant, is for private and recreational use of Bulls Bay Overlook residents and their guests. See the attached drawings for existing conditions and for a depiction of all proposed work.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy

REGULATORY DIVISION Refer to: SAC# 2008-1848-2IM

of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 1820 square feet of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

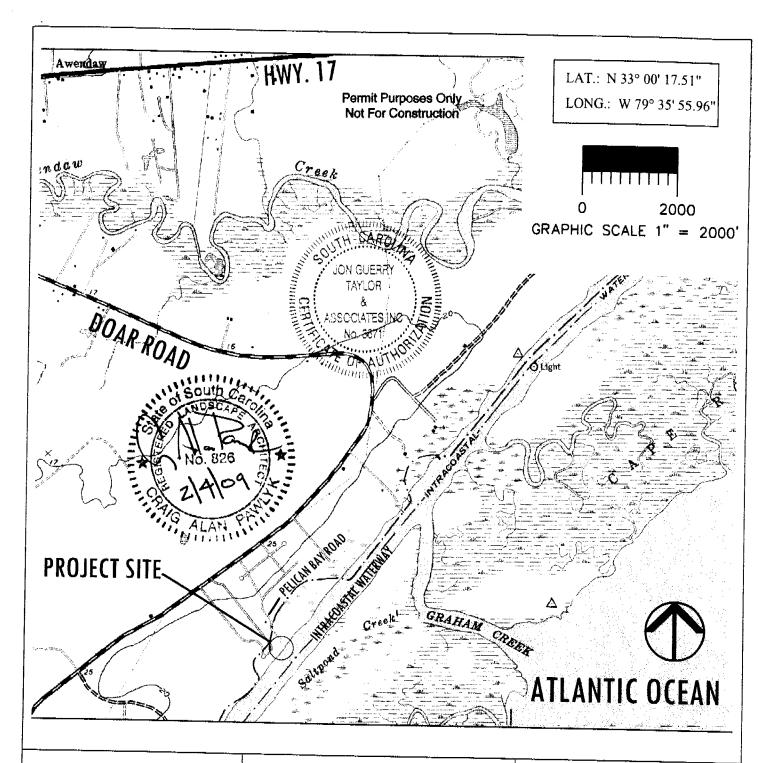
Jamie Trumball

843-953-0218

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Christopher Mims at 843-329-8044 or toll free at 1-866-329-8187.



AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOC., INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY: SEE SHEET 3

SAC 2009-165-21M

USGS QUADRANGLE MAP AWENDAW QUAD

BULLS BAY OVERLOOK COMMUNITY ASSOCIATION BOAT RAMP AND DOCK MODIFICATIONS PROPOSED: EXTEND BOAT RAMP AND BULKHEAD, REMOVE AND RECONFIGURE EXISTING FLOATING DOCKS FOR ALL TIDE ACCESS

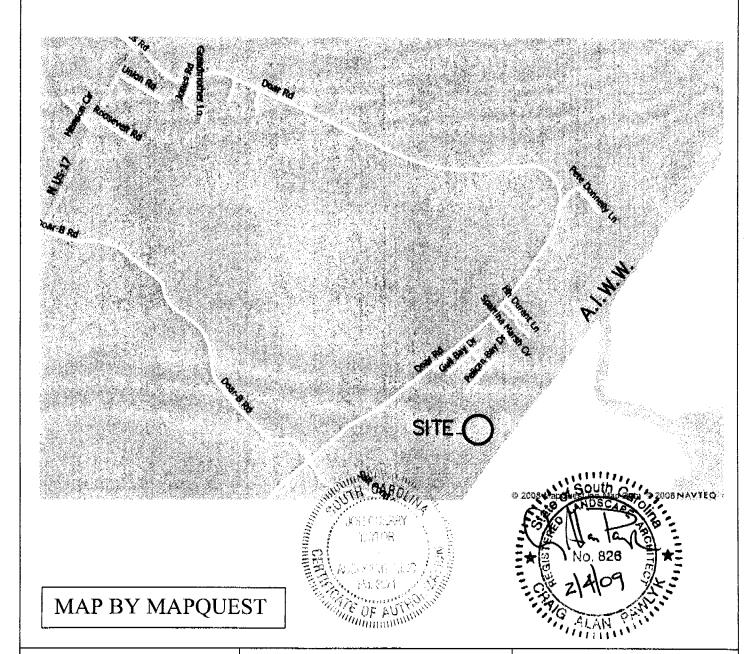
IN: TOWN OF AWENDAW

ON: AIWW

COUNTY OF: CHARLESTON

STATE OF: SC DATE: 1-12-09 SHEET: 1 OF 12

Permit Purposes Only Not For Construction



AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOC., INC.
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SITE LOCATION MAP

BULLS BAY OVERLOOK COMMUNITY ASSOCIATION BOAT RAMP AND DOCK MODIFICATIONS PROPOSED: EXTEND BOAT RAMP AND BULKHEAD, REMOVE AND RECONFIGURE EXISTING FLOATING DOCKS FOR ALL TIDE ACCESS

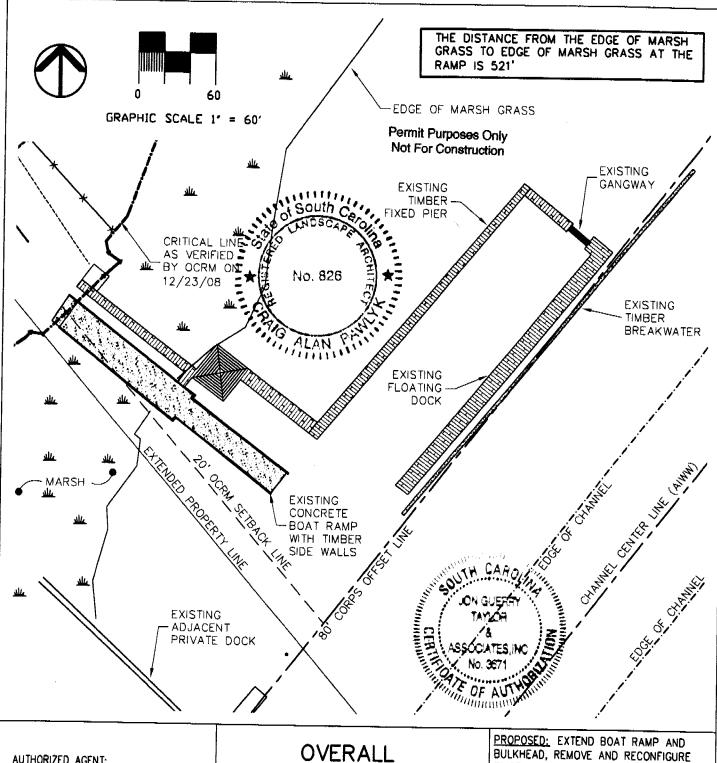
IN: TOWN OF AWENDAW

ON: AIWW

COUNTY OF: CHARLESTON

STATE OF: SC DATE: 1-12-09

SHEET: 2 OF 12



AUTHORIZED AGENT: JON GUERRY TAYLOR & ASSOC., INC. P.O. BOX 1082 MT. PLEASANT, SC 29465 c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY: SEE SHEET 3

SAC 2004-165-21M

FACILITY EXISTING CONDITIONS

BULLS BAY OVERLOOK COMMUNITY ASSOCIATION BOAT RAMP AND DOCK MODIFICATIONS

EXISTING FLOATING DOCKS FOR ALL TIDE **ACCESS**

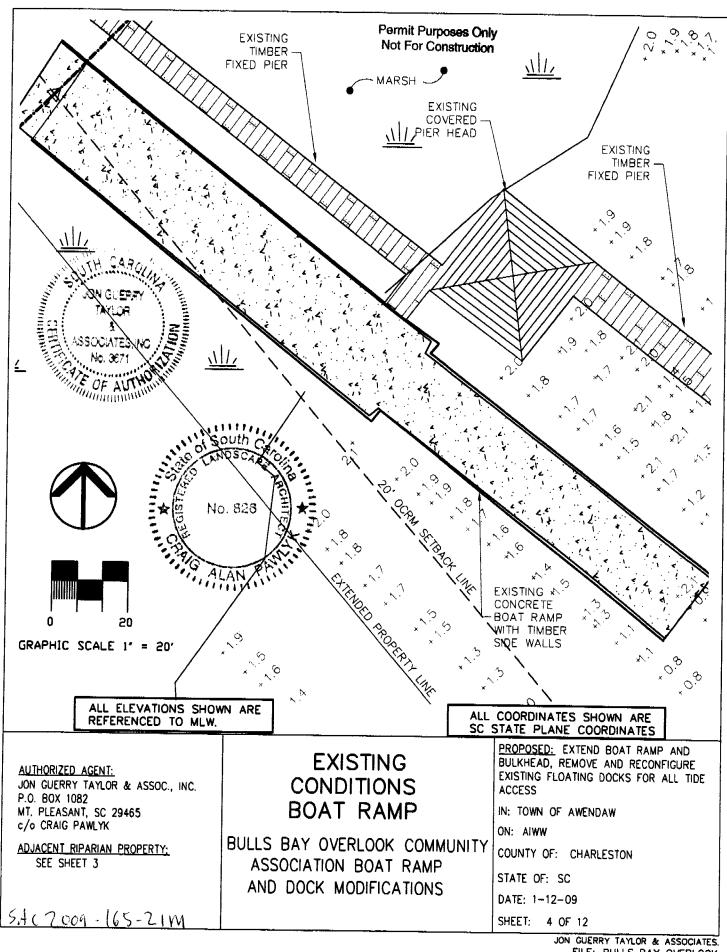
IN: TOWN OF AWENDAW

ON: AIWW

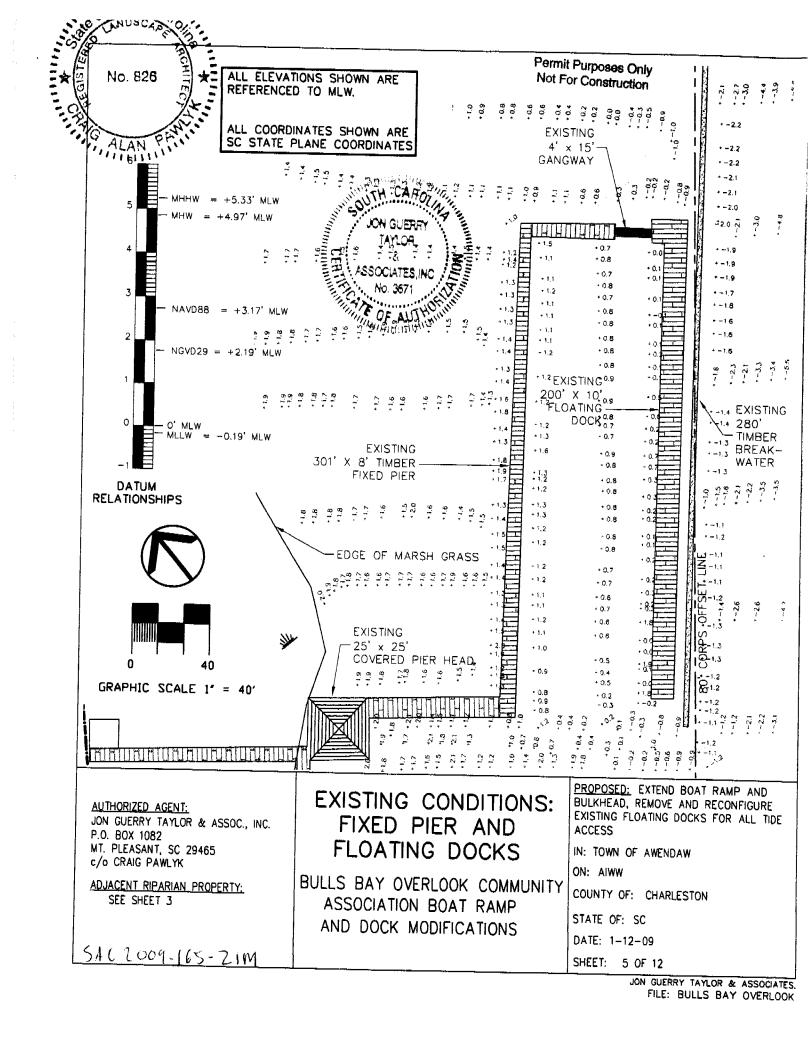
COUNTY OF: CHARLESTON

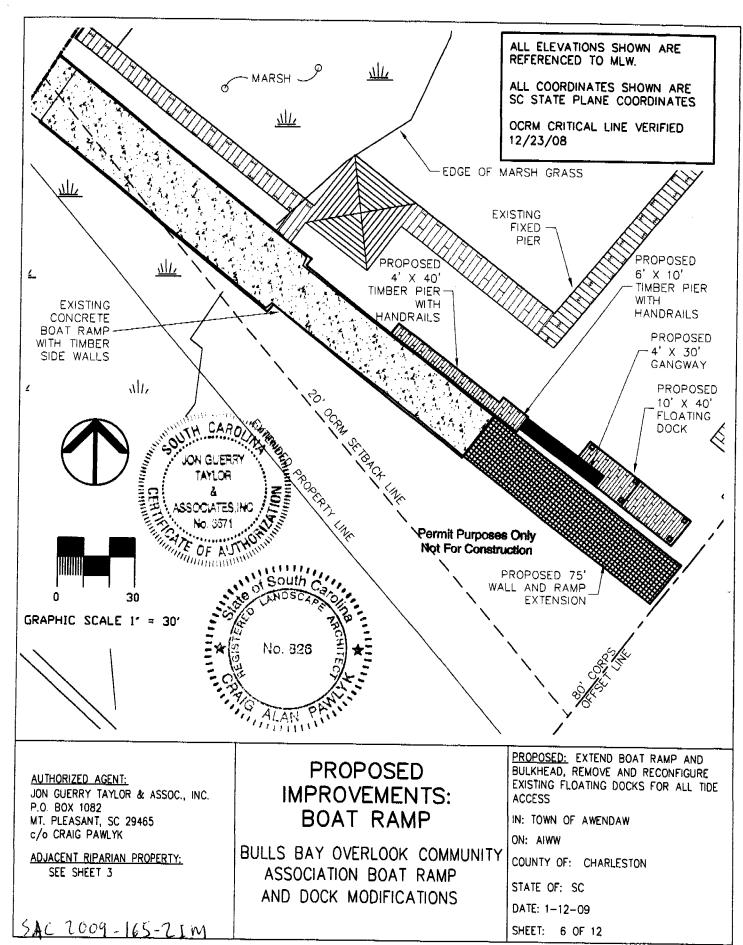
STATE OF: SC DATE: 1-12-09

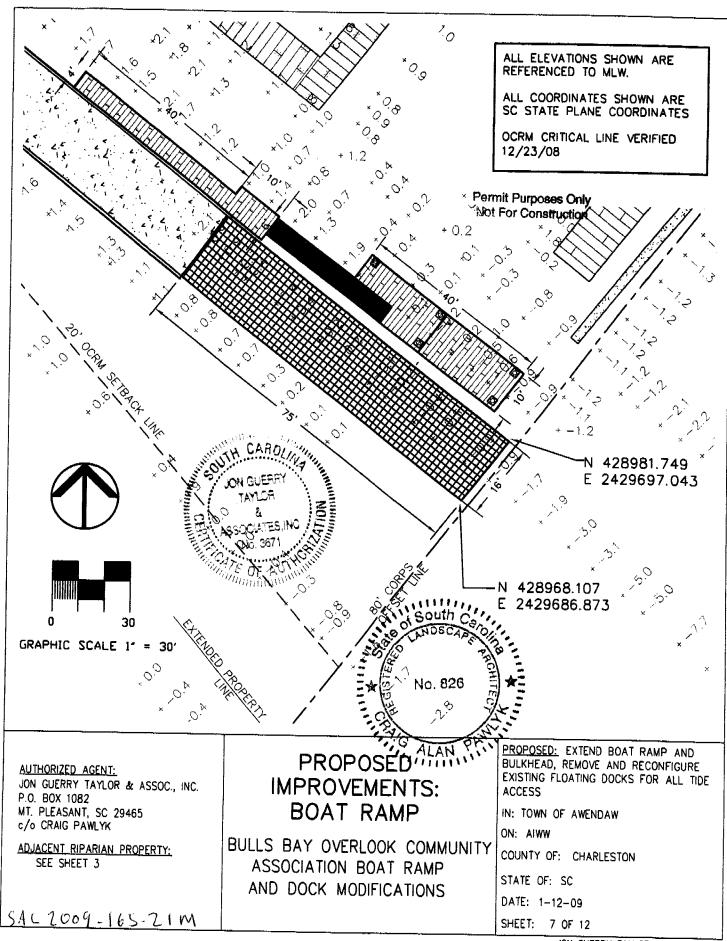
SHEET: 3 OF 12



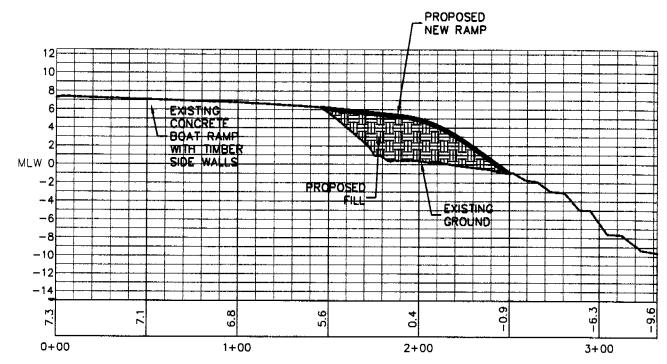
FILE: BULLS BAY OVERLOOK



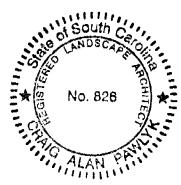




Permit Purposes Only Not For Construction







BOAT RAMP PROFILE

AUTHORIZED AGENT: JON GUERRY TAYLOR & ASSOC., INC. P.O. BOX 1082

MT. PLEASANT, SC 29465 c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:

SEE SHEET 3

SA(2009-165-21M

PROPOSED **IMPROVEMENTS: BOAT RAMP**

BULLS BAY OVERLOOK COMMUNITY ASSOCIATION BOAT RAMP AND DOCK MODIFICATIONS

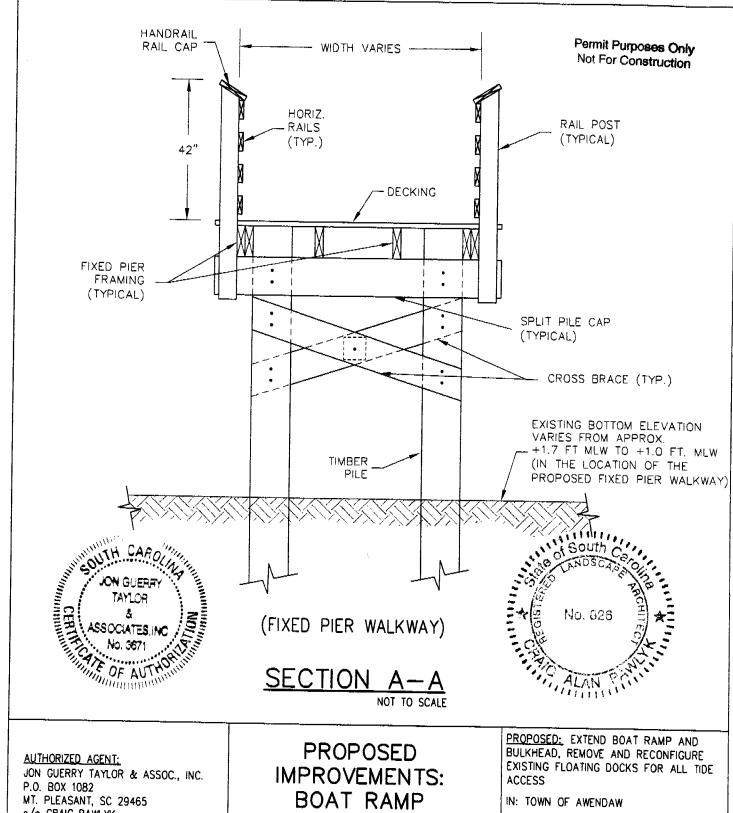
PROPOSED: EXTEND BOAT RAMP AND BULKHEAD, REMOVE AND RECONFIGURE EXISTING FLOATING DOCKS FOR ALL TIDE **ACCESS**

IN: TOWN OF AWENDAW

ON: AIWW

COUNTY OF: CHARLESTON

STATE OF: SC DATE: 1-12-09 SHEET: 8 OF 12



c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY: SEE SHEET 3

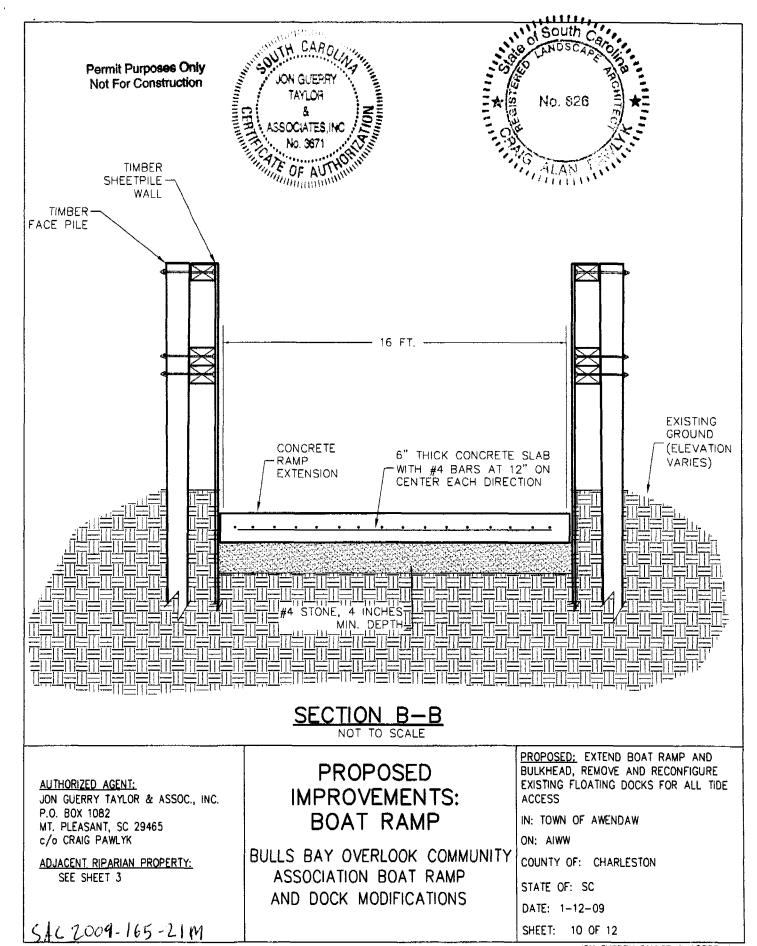
SAC 2009-165-21M

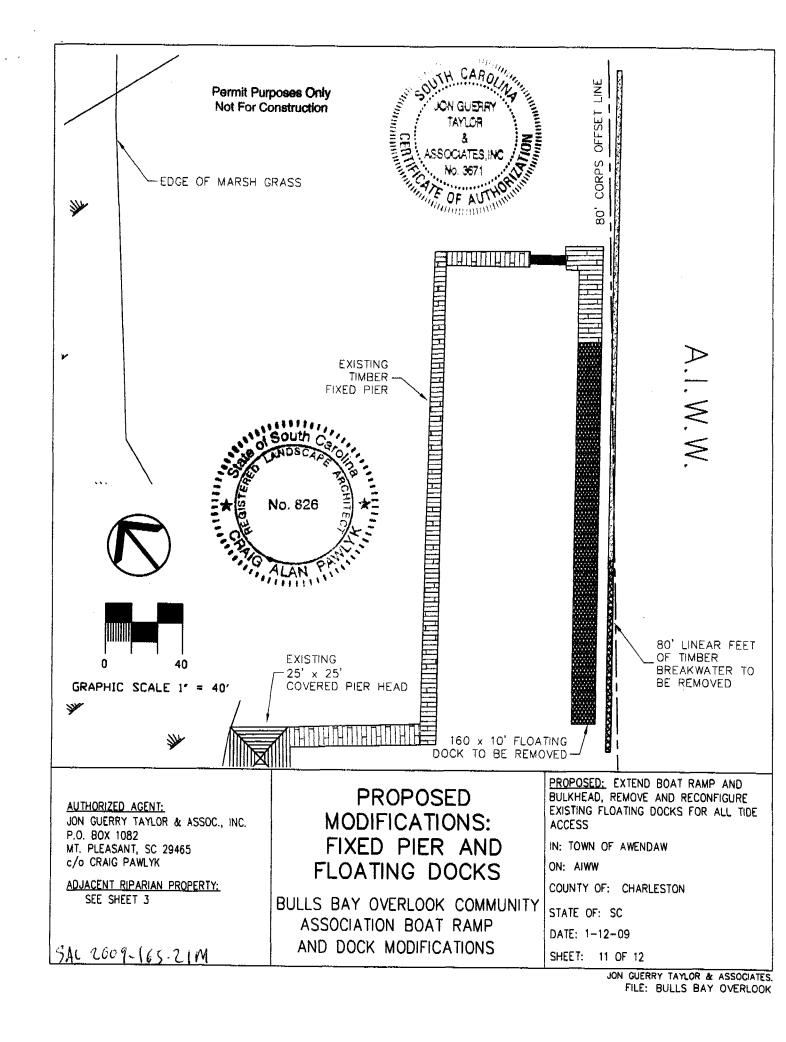
BULLS BAY OVERLOOK COMMUNITY ASSOCIATION BOAT RAMP AND DOCK MODIFICATIONS

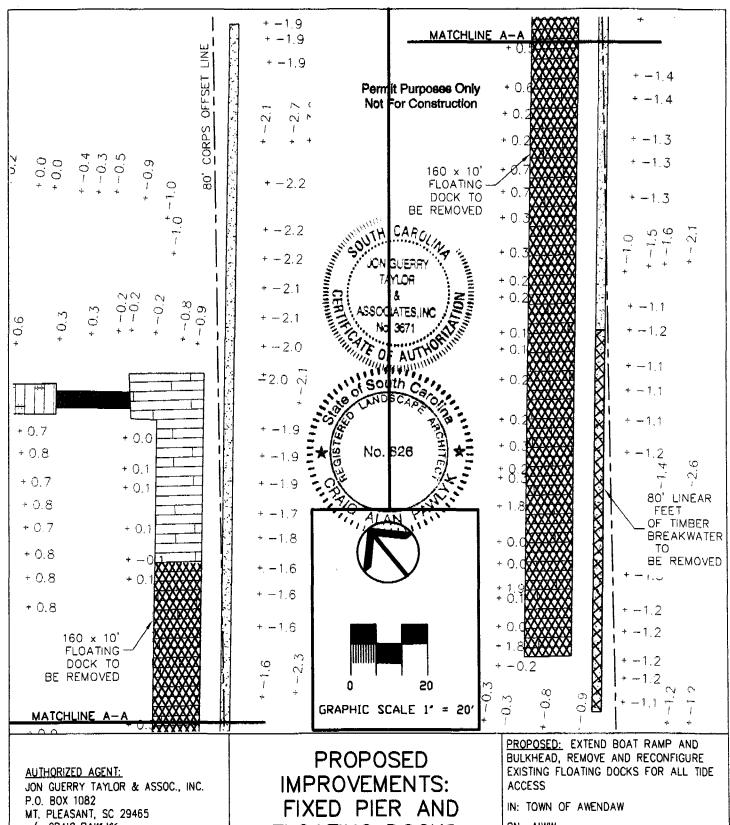
ON: AIWW

COUNTY OF: CHARLESTON

STATE OF: SC DATE: 1-12-09 SHEET: 9 OF 12







c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY: SEE SHEET 3

SAL 2004-165-21M

FLOATING DOCKS

BULLS BAY OVERLOOK COMMUNITY ASSOCIATION BOAT RAMP AND DOCK MODIFICATIONS

ON: AIWW

COUNTY OF: CHARLESTON

STATE OF: SC DATE: 1-12-09 SHEET: 12 OF 12

Joint Federal and State Application Form For Activities Affecting Waters of the United States or Critical Areas of the State of South Carolina

This Space for Official Use Only.

Application #

2009-00115-2IM

Project Manager:

Date Received: FEB 9 2009

Authorities:33 USC 401, 33 USC 403, 33 USC 407, 33 USC 408, 33 USC 1341, 33 USC 1344, 33 USC 1413 and Section 48-39-10 et. seq of the South Carolina Code of
Laws. These laws require permits for activities in, or affecting, navigable waters of the United States, the discharge of dredged or fill material into waters of the United
plates, and the transportation of dredged material for the purpose of dumping it into ocean waters. The Corps of Engineers and the State of South Carolina have
established a joint application process for activities requiring both Federal and State review or approval. Under this joint process, you may use this form, together with the required drawings and supporting information, to apply for both the Federal and/or State permit(s).
Address are supporting information, to apply for both the Federal and/or State hermit(s)

Drawings and Supplemental Information Requirements: In addition to the information on this form, you must submit a set of drawings and, in some cases, additional information. A completed application form together with all required drawings and supplemental information is required before an application can be considered complete. See the attached instruction sheets for details regarding these requirements. You may attach additional sheets if necessary to provide complete information.

 Applicant's Name. Bulls Bay Overlook Community Association c/o Mr. Grant Reeves 	Agent's Name (an agent is not required). Jon Guerry Taylor & Associates, Inc.			
2. Applicant's Address. PO Box 445 Awendaw, SC 29429	5. Agent's Address. 761 Coleman Blvd., Suite C Mt. Pleasant, SC 29464			
3. Applicant's Contact Number (include area code). Residence: Business: (843) 202-4349 FAX:	6. Agent's Contact Number (include area code). Residence: N/A Business: (843) 884-6415 FAX: (843) 884-4026			
7. Project Title. Bulls Bay Overlook Community Association	9. Project Location: Awendaw, SC County: Charleston			
8. Nearest Waterbody to project site (if known). A.I.W.W.	Latitude: N 33 deg. 00' 17.51" 33 , \$64964 Longitude: W 79 deg. 35' 55.96" 7 1. \$ 19676			

10. Directions to the Site (attach additional sheets if needed).

From the Isle of Palms Connector (Hwy 517), follow US-17 N/ US-701 N. 15.5 miles to Doar Road. Turn right onto Doar Road and proceed 3.2 mi to Crane Overlook. Turn right onto Crane Overlook (Gate access required). and continue 0 .2 miles to Pelican Bay Drive. Turn right onto Pelican Bay and drive to the end of the road, the marina site.

11. Description of the Overall Project and of Each Activity In or Affecting U. S. Waters or State critical areas (attach additional sheets if needed).

The project consists of re-grading and extending an existing community boat ramp and bulkhead 75 feet and the reconfiguration and removal of the existing docking and breakwater systems. Specifically, a 160' x 10' section of existing floating dock and an 80' section of timber breakwater will be removed. A 4' x 40' walkway with a 6' x 10' gangway landing will be constructed adjacent to the ramp extension. A new 4' x 30' gangway will lead from the gangway landing to a new 10' x 40' floating dock.

12. Overall Project Purpose and the Basic Purpose of Each Activity In or Affecting U. S. Waters (attach additional sheets if needed). Modify existing boat ramp and docking facility to provide safe all-tide access for the members of Bulls Bay Overlook Community Association.

93-3W-041-P Ramie Cawley

13. Type and Quantity of Materials To Be Discharged.	14. Type and Quantity of Impacts to U. S. Waters (including wetlands).					
Dirt or Topsoil: cy	Filling:	□ acres ⊠ sq. ft.	cy			
Clean Sand:cy	Backfill & Bedding:	□ acres □ sq. ft.	су			
Mud: cy	Landclearing:	□ acres □ sq. ft.	су			
Clay: cy	Dredging or Excavation:	🗆 acres 🗀 sq. ft.	су			
Gravel, Rock, or Stone: 122 cy	Flooding:	☐ acres ☐ sq. ft.	су			
Concrete: 22 cy	Draining:	🗆 acres 🗆 sq. ft.	су			
Other (describe): cy	Shading:	☐ acres ☐ sq. ft.	су			
TOTAL: 144 cy	TOTALS:	□ acres ☒ sq. ft.	144cy			
15. Names and Addresses of All Adjoining Property Own William L. and Denise B. McKay 7861 Doar Road	John Vance	needed). Iburn Ferry Road				
Awendaw, SC 29429-6113	Buford, GA 30					
None		. A SECTION OF THE SE	a a a a a a a a a a a a a a a a a a a			
17. List all Certifications, Approvals, and Denials receive	ed from Federal, State, or Local	Agencies for work described in this applic	cation.			
None						
Authorization of Agent. I hereby authorize the agent whose name is given in blog furnish supplemental information in support of this applic		to act in my behalf in the processing of thi	is application and to			
	Ann	licant's Signature	7-14-09 Date			
-	/1464					
19. Certification. Application is hereby made for a permit or permits to aut information in this application is complete and accurate. acting as the duly authorized agent for the applicant.						
	\wedge	_				

Date

The application must be signed by the person who desires to undertake the proposed activity or it may be signed by a duly authorized agent if the authorization statement in blocks 4 and 18 have been completed and signed. 18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.

Submit the completed application form with the required drawings and all supporting information as indicated below.

Send all original application materials to: U. S. Army Corps of Engineers Charleston District, Regulatory Branch P. 0. Box 919, Attn: CESAC-CO-P Charleston, South Carolina 29402 (803) 727-4330

Send one complete copy to: S. C. Dept of Health & Environmental Control Office of Ocean and Coastal Resource Management 1362 McMillan Avenue, Suite 400 Charleston, South Carolina 29405 (803) 744-5838

Send one complete copy to: S. C. Dept. of Health & Environmental Control Office of Environmental Quality Control 2600 Bull Street Columbia, South Carolina 29201 (803) 734-5300

•		
A date.		